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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

STEPHEN E. ROULAC AND O.D.  
PARKINSON,

Plaintiffs,

v.

UNITED STATES OF AMERICA,

Defendant.

) Case No. C 04-02671 JSW

)

) **SUPPLEMENTAL CASE**

) **MANAGEMENT STATEMENT AND**

) **~~PROPOSED~~ ORDER**

)

) Time: 1:30 p.m.

) Date: June 24, 2005

) Courtroom: 17 (Hon. Jeffrey S. White)

)

)

The parties to the above-entitled action jointly submit this Supplemental Case Management Statement and Proposed Order and request the Court to adopt it as a Supplemental Case Management Order in this case.

**DESCRIPTION OF SUBSEQUENT CASE DEVELOPMENTS**

1. The following progress or changes have occurred since the last case management statement filed by the parties: Plaintiffs and Defendant have submitted supplemental briefs to the court on the matter of the Defendant's motion for partial summary judgment and the motion is ready to be scheduled for supplemental oral argument.

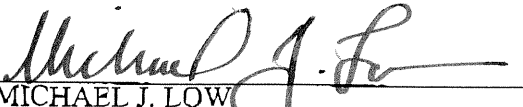
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2. The parties request that supplemental oral argument on Defendant's motion and a further Case Management Conference be scheduled for one of the following dates: June 24, July 1, July 8, or July 22.

Dated: June 17, 2005

Respectfully submitted,

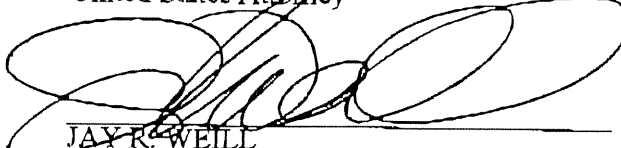
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O.D. Parkinson

Dated: June 17, 2005

Respectfully submitted,

KEVIN V. RYAN  
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Chief, Tax Division

### SUPPLEMENTAL CASE MANAGEMENT ORDER

The Supplemental Case Management Statement and Proposed Order is hereby adopted by the Court as a Supplemental Case Management Order for the case and the parties are ordered to comply with this Order. In addition, the Court orders as follows:

~~Further hearing on the Defendant's Motion for Partial Summary Judgment is set for 9:00 a.m. on \_\_\_\_\_, 2005.~~

~~A further Case Management Conference is set for \_\_\_\_\_ on \_\_\_\_\_, 2005.~~

The case management conference on June 24, 2005 is VACATED. The Court will set a hearing on the motion for summary judgment if necessary.

Dated: June 21, 2005

/s/ Jeffrey S. White

DISTRICT JUDGE

UNITED STATES